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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

V.

AJHAYA BRESHAWN HAWKINS,

Defendant.

Case No. 2:24-mj-00815-EJY-1

**STIPULATION TO CONTINUE
BENCH TRIAL
(Second Request)**

IT IS HEREBY STIPULATED AND AGREED, by and Between Sue Fahami, Acting United States Attorney, and Skyler Pearson, Assistant United States Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public Defender, and Joy Chen, Assistant Federal Public Defender, counsel for Ajhaya Breshawna Hawkins, that the bench trial currently scheduled on March 26, 2025, be vacated and continued to a date and time convenient to the Court, but no sooner than sixty (60) days.

This Stipulation is entered into for the following reasons:

1. The parties are engaged in negotiations to attempt to resolve this matter short of trial. The parties require additional time for negotiations.

2. Defense counsel requires additional time to review discovery, conduct investigation, and counsel the defendant on his/her legal options.

1 3. The defendant is out of custody and does not oppose the continuance.

2 4. Additionally, denial of this request for continuance could result in a
3 miscarriage of justice. The additional time requested by this Stipulation is excludable in
4 computing the time within which the trial herein must commence pursuant to the Speedy Trial
5 Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title
6 18, United States Code, Section 3161(h)(7)(B)(i), (iv).

7 This is the second request for a continuance of the bench trial.

8 DATED this 21st day of March, 2025.

9
10 RENE L. VALLADARES
11 Federal Public Defender

12 SUE FAHAMI
13 Acting United States Attorney

14 By /s/ Joy Chen

15
16 JOY CHEN
17 Assistant Federal Public Defender

18 By /s/ Skyler Pearson

19 SKYLER PEARSON
20 Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

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FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. The parties are engaged in negotiations to attempt to resolve this matter short of trial. The parties require additional time for negotiations.

2. Defense counsel requires additional time to review discovery, conduct investigation, and counsel the defendant on his/her legal options.

3. The defendant is out of custody and does not oppose the continuance.

4. Additionally, denial of this request for continuance could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code, Section 3161(h)(7)(B)(i), (iv).

This is the second request for a continuance of the bench trial.

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

The continuance sought herein is excludable under the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), when the considering the facts under Title 18, United States Code, § 316(h)(7)(B)(iv).

ORDER

IT IS THEREFORE ORDERED that the bench trial currently scheduled on Wednesday, March 26, 2025, at 9:30 a.m., be vacated and continued to June 4, 2025 at the hour of 9:30 a.m. in Courtroom 3D.

DATED this 21st day of March, 2025.

5. Rayna J. Zouchah
UNITED STATES MAGISTRATE JUDGE